

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, DECEMBER 3, 2020

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APPLICATION OF

VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2020-00272

For approval to modify rate schedules,  
designated Rate Schedule MBR,  
Rate Schedule MBR-GS-3, and  
Rate Schedule MBR-GS-4, pursuant  
to § 56-234 B of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On November 20, 2020, Virginia Electric and Power Company ("Dominion" or "Company") pursuant to § 56-234 B of the Code of Virginia ("Code") and Rule 80 of the Rules of Practice and Procedure ("Rules of Practice")<sup>1</sup> of the State Corporation Commission ("Commission"), filed with the Commission an application ("Application") to modify the Company's current market-based rate ("MBR") schedules, designated Rate Schedule MBR (the "New MBR Rate Schedule"), and Rate Schedules MBR-GS-3 and MBR-GS-4 (the "Initial MBR Rate Schedules") (collectively, "MBR Rate Schedules"). Through its Application, Dominion seeks the Commission's approval to (1) modify the MBR Rate Schedules to comply with the statutory mandates concerning non-bypassable charges in Code §§ 10.1-1402.03 H, 56-585.1:11, and 56-585.5 F, and (2) increase the aggregate participation cap for the New MBR Rate Schedule from 200 megawatts ("MW") to 600 MW for jurisdictional customers. Pursuant to Code § 56-234 B, the Commission's final order in this matter must be entered the earlier of (i) not more than six months after the filing or (ii) not more than three months after the date of any evidentiary hearing on the filing.

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<sup>1</sup> 5 VAC 5-20-10 *et seq.*

The Initial MBR Rate Schedules were approved September 23, 2016,<sup>2</sup> and are structured to reflect market-based pricing in the PJM Interconnection, L.L.C. ("PJM") wholesale market.<sup>3</sup> The Initial MBR Rate Schedules are applicable to qualifying customers who would otherwise take service under Rate Schedule GS-3 or Rate Schedule GS-4.<sup>4</sup> The Initial MBR Rate Schedules are set to expire December 31, 2022.<sup>5</sup>

In Case No. PUR-2018-00192, the Company sought approval to establish a new voluntary non-experimental market-based rate schedule, the New MBR Rate Schedule, under Code § 56-234 A, applicable to qualifying customers who would otherwise take service under Rate Schedule GS-3 or Rate Schedule GS-4. The Application states that, as proposed, the New MBR Rate Schedule was also based on market-based rate pricing in the PJM wholesale market; however, according to the Company, it contained "several significant improvements" over the Initial MBR Rate Schedules.<sup>6</sup> The Commission approved the New MBR Rate Schedule on an experimental basis on January 14, 2020, effective for usage on and after March 1, 2020.<sup>7</sup> The New MBR Rate Schedule Final Order capped participation in the New MBR Rate Schedule at

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<sup>2</sup> *Application of Virginia Electric and Power Company, For approval to establish experimental companion rates, designated Rate Schedule MBR-GS-3 (Experimental) and Rate Schedule MBR-GS-4 (Experimental) pursuant to § 56-234 B of the Code of Virginia*, Case No. PUE-2015-00108, 2016 S.C.C. Ann. Rept. 301, Final Order (Sept. 23, 2016) ("Initial MBR Rate Schedules Final Order"). The Initial MBR Rate Schedules became effective for usage on and after November 1, 2016. Application at 3.

<sup>3</sup> Application at 3.

<sup>4</sup> *Id.*

<sup>5</sup> *Id.* at 7. See Initial MBR Rate Schedules Final Order at 302.

<sup>6</sup> Application at 3.

<sup>7</sup> *Id.* at 4. *Application of Virginia Electric and Power Company, For approval to establish a rate schedule designated Rate Schedule MBR, pursuant to § 56-234 A of the Code of Virginia*, Case No. PUR-2018-00192, Doc. Con. Cen. No. 200120040, Final Order (Jan. 14, 2020) ("New MBR Rate Schedule Final Order").

200 MW, imposed a sunset on the enrollment after three years (on November 1, 2022), and established an expiration date of January 1, 2026, for the New MBR Rate Schedule.<sup>8</sup>

As described in the Application, effective July 1, 2020, the Virginia Clean Economy Act ("VCEA"),<sup>9</sup> among other things, directs the Company to participate in a renewable energy portfolio standard program ("RPS Program"), through which the Company must petition the Commission for approval of new solar and onshore wind generation capacity.<sup>10</sup> The Application states that the VCEA requires the Company to recover certain costs of compliance with the RPS Program, as well as costs to construct or acquire offshore wind generation capacity after July 1, 2020, from all retail customers, absent a qualifying exception, as a non-bypassable charge, irrespective of a customer's generation supplier.<sup>11</sup>

The Application further states that Code § 10.1-1402.03 H requires that: "[a]ll costs associated with closure of a [coal combustion residuals] unit in accordance with this section" shall be recovered through a rate adjustment clause authorized by the Commission under Code § 56-585.1 A 5 e, provided that, among other things, "any such costs shall be allocated to all customers of the utility in the Commonwealth as a non-bypassable charge, irrespective of the generation supplier of any such customer[.]"<sup>12</sup>

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<sup>8</sup> Application at 4. *See* New MBR Rate Schedule Final Order at 9.

<sup>9</sup> 2020 Va. Acts ch. 1193 and 1194.

<sup>10</sup> Application at 4-5. *See* Code § 56-585.5 C.

<sup>11</sup> Application at 4-5. *See* Code §§ 56-585.5 F and 56-585.1:11.

<sup>12</sup> Application at 5.

The Company states that the above-described requirements of the VCEA necessitate certain limited modifications to the MBR Rate Schedules to implement the non-bypassable charges, which are incremental to the existing charges.<sup>13</sup>

Dominion further requests approval of an increase in the aggregate participation cap for the New MBR Rate Schedule from 200 MW to 600 MW for jurisdictional customers. According to the Application, as of the date of filing, 129 MW are enrolled in the New MBR Rate Schedule, with another 32 MW currently in the enrollment process to take service under that rate schedule, leaving 39 MW remaining under the 200 MW cap.<sup>14</sup> The Company requests to increase the participation cap in order to accommodate (1) growth of customers currently enrolled in the New MBR Rate Schedule, many of whom are data centers, (2) "significant interest in the New MBR Rate Schedule from eligible customers," and (3) the migration of customers currently taking service under the Initial MBR Rate Schedules, which will expire December 31, 2022.<sup>15</sup>

The Company asserts that increasing the participation cap in the New MBR Rate Schedule is in the public interest because it will (1) enable the Company to continue to provide this offering to interested customers and help encourage economic development in the Commonwealth; (2) "help ensure that the New MBR Rate Schedule can continue to provide a competitive avenue that allows the Company to serve choice-eligible customers in a just and reasonable manner, and that prevents reallocation of costs to non-participants;" and (3) help the

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<sup>13</sup> *Id.* at 5-6.

<sup>14</sup> *Id.* at 6.

<sup>15</sup> *Id.* at 6-7. The Company states that the load of customers taking service under the Initial MBR Rate Schedules is approximately 68 MW. *Id.* at 7.

Company "to acquire additional information on how utility-provided market-based pricing impacts customers' business decisions."<sup>16</sup>

NOW THE COMMISSION, upon consideration of the matter, is of the opinion and finds that the Application should be docketed; Dominion should provide public notice of its Application; a public hearing should be scheduled for the purpose of receiving testimony and evidence on the Application; interested persons should have an opportunity to file comments on the Application or participate as respondents in this proceeding; and the Commission's Staff ("Staff") should be directed to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon. We also find that a Hearing Examiner should be assigned to conduct all further proceedings in this matter on behalf of the Commission, including filing a final report containing the Hearing Examiner's findings and recommendations.

The Commission further takes judicial notice of the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, and the declarations of emergency issued at both the state and federal levels.<sup>17</sup> The Commission has taken certain actions, and may take additional actions going forward, that could impact the procedures in this proceeding.<sup>18</sup>

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<sup>16</sup> *Id.*

<sup>17</sup> See, e.g., Executive Order No. 51, Declaration of a State of Emergency Due to Novel Coronavirus, COVID-19, issued March 12, 2020, by Governor Ralph S. Northam. See also Executive Order No. 53, Temporary Restrictions on Restaurants, Recreational, Entertainment, Gatherings, Non-Essential Retail Businesses, and Closure of K-12 Schools Due to Novel Coronavirus (COVID-19), issued March 23, 2020, by Governor Ralph S. Northam, and Executive Order No. 55, Temporary Stay at Home Order Due to Novel Coronavirus (COVID-19), issued March 30, 2020, by Governor Ralph S. Northam. These and subsequent Executive Orders related to COVID-19 may be found at: <https://www.governor.virginia.gov/executive-actions/>.

<sup>18</sup> See, e.g., *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic Service of Commission Orders*, Case No. CLK-2020-00004, Doc. Con. Cen. No. 200330035, Order Concerning Electronic Service of Commission Orders (Mar. 19, 2020), extended by Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel., State Corporation Commission, Ex Parte: Revised Operating Procedures During COVID-19 Emergency*, Case No. CLK-2020-00005, Doc. Con. Cen. No. 200330042, Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency (Mar. 19, 2020), extended by Doc. Con. Cen. No. 200520105, Order Regarding the State Corporation Commission's Revised

Consistent with these actions, in regard to the terms of the procedural framework established below, the Commission will, among other things, direct the electronic filing of testimony and pleadings, unless they contain confidential information, and require electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) This case is docketed and assigned Case No. PUR-2020-00272.

(2) All pleadings in this matter should be submitted electronically to the extent authorized by Rule 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice. Confidential and Extraordinarily Sensitive information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. For the duration of the COVID-19 emergency, any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.<sup>19</sup>

(3) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent

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Operating Procedures During COVID-19 Emergency (May 11, 2020); *Commonwealth of Virginia, ex rel. State Corporation Commission, Ex Parte: Electronic service among parties during COVID-19 emergency*, Case No. CLK-2020-00007, Doc. Con. Cen. No. 200410009, Order Requiring Electronic Service (Apr. 1, 2020).

<sup>19</sup> As noted in the Commission's March 19, 2020 Order Regarding the State Corporation Commission's Revised Operating Procedures During COVID-19 Emergency in Case No. CLK-2020-00005, submissions to the Commission's Clerk's Office via U.S. mail or commercial mail equivalents may not be processed for an indefinite period of time due to the COVID-19 emergency. See n.18, *supra*.

practicable, in an electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(4) As provided by Code § 12.1-31 and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, including filing a final report containing the Hearing Examiner's findings and recommendations.

(5) An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company, David J. DePippo, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, [david.j.depippo@dominionenergy.com](mailto:david.j.depippo@dominionenergy.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(6) Due to the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, the Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Company's Application, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Company's Application shall be convened telephonically at 10 a.m. on March 8, 2021, with no witness present in the Commission's courtroom.<sup>20</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before March 4, 2021, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.

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<sup>20</sup> The Hearing Examiner will convene counsel of record in this proceeding to attend the public witness hearing virtually.

(d) Beginning at 10 a.m. on March 8, 2021, the Commission will telephone sequentially each person who has signed up to testify as provided above. This hearing will not be convened, and the parties will be notified of such, if no person signs up to testify as a public witness.

(e) This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(7) A public evidentiary hearing on the Application shall be convened on March 9, 2021, at 10 a.m., to receive the testimony and evidence of the Company, any respondents, and Staff. Further details on the hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

(8) On or before December 31, 2020, the Company shall cause to be published as display advertising (not classified) on one occasion in newspapers of general circulation throughout the Company's service territory in Virginia, the following:

NOTICE TO THE PUBLIC OF AN APPLICATION BY  
VIRGINIA ELECTRIC AND POWER COMPANY FOR  
APPROVAL TO MODIFY RATE SCHEDULES  
DESIGNATED RATE SCHEDULE MBR,  
RATE SCHEDULE MBR-GS-3, AND  
RATE SCHEDULE MBR-GS-4  
CASE NO. PUR-2020-00272

On November 20, 2020, Virginia Electric and Power Company ("Dominion" or "Company") pursuant to § 56-234 B of the Code of Virginia ("Code") and Rule 80 of the Rules of Practice and Procedure ("Rules of Practice") of the State Corporation Commission ("Commission"), filed with the Commission an application ("Application") to modify the Company's current market-based rate ("MBR") schedules, designated Rate Schedule MBR (the "New MBR Rate Schedule"), and Rate Schedules MBR-GS-3 and MBR-GS-4 (the "Initial MBR Rate Schedules") (collectively, "MBR Rate Schedules"). Through its Application, Dominion seeks the Commission's approval to (1) modify the MBR Rate Schedules to comply with the statutory mandates concerning non-bypassable charges in Code §§ 10.1-1402.03 H, 56-585.1:11, and 56-585.5 F, and (2) increase the aggregate participation cap for the New MBR Rate Schedule from 200



megawatts ("MW") to 600 MW for jurisdictional customers. Pursuant to Code § 56-234 B, the Commission's final order in this matter must be entered the earlier of (i) not more than six months after the filing or (ii) not more than three months after the date of any evidentiary hearing on the filing.

The Initial MBR Rate Schedules were approved September 23, 2016, and are structured to reflect market-based pricing in the PJM Interconnection, L.L.C. ("PJM") wholesale market. The Initial MBR Rate Schedules are applicable to qualifying customers who would otherwise take service under Rate Schedule GS-3 or Rate Schedule GS-4. The Initial MBR Rate Schedules are set to expire December 31, 2022.

In Case No. PUR-2018-00192, the Company sought approval to establish a new voluntary non-experimental market-based rate schedule, the New MBR Rate Schedule, under Code § 56-234 A, applicable to qualifying customers who would otherwise take service under Rate Schedule GS-3 or Rate Schedule GS-4. The Application states that, as proposed, the New MBR Rate Schedule was also based on market-based rate pricing in the PJM wholesale market; however, according to the Company, it contained "several significant improvements" over the Initial MBR Rate Schedules. The Commission approved the New MBR Rate Schedule on an experimental basis on January 14, 2020, effective for usage on and after March 1, 2020. The New MBR Rate Schedule Final Order capped participation in the New MBR Rate Schedule at 200 MW, imposed a sunset on the enrollment after three years (on November 1, 2022), and established an expiration date of January 1, 2026, for the New MBR Rate Schedule.

As described in the Application, effective July 1, 2020, the Virginia Clean Economy Act ("VCEA"), among other things, directs the Company to participate in a renewable energy portfolio standard program ("RPS Program"), through which the Company must petition the Commission for approval of new solar and onshore wind generation capacity. The Application states that the VCEA requires the Company to recover certain costs of compliance with the RPS Program, as well as costs to construct or acquire offshore wind generation capacity after July 1, 2020, from all retail customers, absent a qualifying exception, as a non-bypassable charge, irrespective of a customer's generation supplier.

The Application further states that Code § 10.1-1402.03 H requires that: "[a]ll costs associated with closure of a [coal combustion residuals] unit in accordance with this section" shall be

recovered through a rate adjustment clause authorized by the Commission under Code § 56-585.1 A 5 e, provided that, among other things, "any such costs shall be allocated to all customers of the utility in the Commonwealth as a non-bypassable charge, irrespective of the generation supplier of any such customer[.]"

The Company states that the above-described requirements of the VCEA necessitate certain limited modifications to the MBR Rate Schedules to implement the non-bypassable charges, which are incremental to the existing charges.

Dominion further requests approval of an increase in the aggregate participation cap for the New MBR Rate Schedule from 200 MW to 600 MW for jurisdictional customers. According to the Application, as of the date of filing, 129 MW are enrolled in the New MBR Rate Schedule, with another 32 MW currently in the enrollment process to take service under that rate schedule, leaving 39 MW remaining under the 200 MW cap. The Company requests to increase the participation cap in order to accommodate (1) growth of customers currently enrolled in the New MBR Rate Schedule, many of whom are data centers, (2) "significant interest in the New MBR Rate Schedule from eligible customers," and (3) the migration of customers currently taking service under the Initial MBR Rate Schedules, which will expire December 31, 2022.

The Company asserts that increasing the participation cap in the New MBR Rate Schedule is in the public interest because it will (1) enable the Company to continue to provide this offering to interested customers and help encourage economic development in the Commonwealth; (2) "help ensure that the New MBR Rate Schedule can continue to provide a competitive avenue that allows the Company to serve choice-eligible customers in a just and reasonable manner, and that prevents reallocation of costs to nonparticipants;" and (3) help the Company "to acquire additional information on how utility-provided market-based pricing impacts customers' business decisions."

The Commission entered an Order for Notice and Hearing that, among other things, scheduled public hearings on the Application. On March 8, 2021, at 10 a.m., the Commission will hold a telephonic hearing, with no witness present in the Commission's courtroom, for the purpose of receiving the testimony of public witnesses. On or before March 4, 2021, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number

that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

A public evidentiary hearing shall be convened at 10 a.m. on March 9, 2021, to receive the testimony and evidence of the Company, any respondents, and Staff. Further details on the hearing will be provided by subsequent Commission Order or Hearing Examiner's Ruling.

The Commission has taken judicial notice of the ongoing public health emergency related to the spread of the coronavirus, or COVID-19, and the declarations of emergency issued at both the state and federal levels. In accordance therewith, all pleadings, briefs, or other documents required to be served in this matter should be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice. Confidential and Extraordinarily Sensitive information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. For the duration of the COVID-19 emergency, any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Commission's Rules of Practice, the Commission has directed that service on parties and the Commission's Staff in this matter shall be accomplished by electronic means. Please refer to the Commission's Order for Notice and Hearing for further instructions concerning Confidential or Extraordinarily Sensitive Information.

An electronic copy of the Company's Application may be viewed on the Commission's website or may be obtained by submitting a request to counsel for the Company: David J. DePippo, Esquire, Dominion Energy Services, Inc., 120 Tredegar Street, Richmond, Virginia 23219, [david.j.depippo@dominionenergy.com](mailto:david.j.depippo@dominionenergy.com).

On or before March 9, 2021, any interested person may file comments on the Application by following the instructions on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments) or by filing such comments with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Compact discs or any other form of electronic storage medium may not be filed with the comments. All such comments shall refer to Case No. PUR-2020-00272.

On or before January 15, 2021, any interested person or entity may participate as a respondent by filing, with the Clerk of the Commission at the address above or [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/), a notice of participation in accordance with the Commission's Rules of Practice. Notices of participation shall include the email addresses of the party or its counsel. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2020-00272. For additional information about participation as a respondent, any person or entity should obtain a copy of the Commission's Order for Notice and Hearing.

On or before February 5, 2021, each respondent may file with the Clerk of the Commission and serve on the Staff, the Company, and all other respondents, any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. In all filings, respondents shall comply with the Commission's Rules of Practice, including 5 VAC 5-20-140, *Filing and service*; and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2020-00272.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall

comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

The Company's Application, the Commission's Rules of Practice, and the Commission's Order for Notice and Hearing may be viewed at the Commission's website:  
[scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

VIRGINIA ELECTRIC AND POWER COMPANY

(9) On or before December 31, 2020, the Company shall serve a copy of this Order for Notice and Hearing on the following local officials, to the extent the position exists, in each county, city, and town in which the Company provides service in the Commonwealth of Virginia: the chairman of the board of supervisors of each county; the mayor or manager (or equivalent official) of every city and town; and the county, city, or town attorney. Service shall be made electronically where possible; if electronic service is not possible, service shall be made by either personal delivery or first class mail to the customary place of business or residence of the person served.

(10) On or before January 22, 2021, the Company shall file proof of the notice and service required by Ordering Paragraphs (8) and (9) above, including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, or by filing electronically at [scc.virginia.gov/clk/efiling/](http://scc.virginia.gov/clk/efiling/).

(11) On or before March 9, 2021, any interested person may file comments on the Application by following the instructions found on the Commission's website:  
[scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments) or by filing such comments with the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118,

Richmond, Virginia 23218-2118. Compact discs or any other form of electronic storage medium may not be filed with the comments. All comments shall refer to Case No. PUR-2020-00272.

(12) On or before January 15, 2021, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at the address above or [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Such notice of participation shall include the email addresses of such parties or their counsel. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2020-00272.

(13) Within three (3) business days of receipt of a notice of participation as a respondent, the Company shall serve a copy of the Application on the respondent.

(14) On or before February 5, 2021, each respondent may file with the Clerk of the Commission, either electronically or at the address noted above, and serve on the Staff, the Company, and all other respondents, any testimony and exhibits by which the respondent expects to establish its case, and each witness's testimony shall include a summary not to exceed one page. In all filings, respondents shall comply with the Commission's Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2020-00272.

(15) On or before February 9, 2021, the Staff shall investigate the Application and file with the Clerk of the Commission its testimony and exhibits concerning the Application, and each Staff witness's testimony shall include a summary not to exceed one page. A copy thereof shall be served on counsel to the Company and all respondents.

(16) On or before February 23, 2021, Dominion shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents.

(17) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(18) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within four (4) business days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the

Staff.<sup>21</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(19) This matter is continued.

A COPY hereof shall be sent electronically by the Clerk of the Commission to: David J. DePippo, Esquire, Dominion Energy Services, Inc., Riverside 2, Law Department, 120 Tredegar Street, Richmond, Virginia 23219, [David.J.Depippo@dominionenergy.com](mailto:David.J.Depippo@dominionenergy.com); Joseph K. Reid, III, Esquire, Elaine S. Ryan, Esquire, Jontille D. Ray, Esquire and Daniel Bumpus, Esquire, McGuireWoods LLP, Gateway Plaza, 800 E. Canal Street, Richmond, Virginia 23219, [jreid@mcguirewoods.com](mailto:jreid@mcguirewoods.com), [eryan@mcguirewoods.com](mailto:eryan@mcguirewoods.com), [jray@mcguirewoods.com](mailto:jray@mcguirewoods.com); and [DBumpus@mcguirewoods.com](mailto:DBumpus@mcguirewoods.com); and C. Meade Browder, Jr., Senior Assistant Attorney, Division of Consumer Counsel, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219, [MBrowder@oag.state.va.us](mailto:MBrowder@oag.state.va.us). A copy also shall be delivered to the Commission's Office of General Counsel and Divisions of Public Utility Regulation and Utility Accounting and Finance.

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<sup>21</sup> The assigned Staff attorney is identified on the Commission's website, [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2020-00272, in the appropriate box.